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<b>CC</b>		<b>BCC</b>	
Helen Rueda/R10/USEPA/US@EPA			
<b>Description</b>			Form Used: Memo
<b>Subject</b>		<b>Date/Time</b>	
question from OST on Pend Oreille		10/24/2012 01:48 PM	
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Body

### Document Body

Hi Ben, Sarah Furtak called to update me on a meeting she had with Goodin and Haire on Pend Oreille. She also passed along a question they got from Steve Whitlock, OST:

'Why didn't or why can't the model account for the time lag?'

Steve was on some, but not all of our conference call with HQ. Could you provide an answer to this question to Sarah?

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### Document Body

Rescheduled to accomodate Regional All Staff.

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<b>CC</b>		<b>BCC</b>	
<b>Description</b>		Form Used: Notice	
<b>Subject</b>		<b>Date/Time</b>	
Rescheduled: Kalispel briefing check-in (Jul 26 09:00 AM PDT in Dave's office, will call Helen and Don)		07/24/2012 05:29 PM	
<b># of Attachments</b>	<b>Total Bytes</b>	<b>NPM</b>	<b>Contributor</b>
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Body

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Several of you show a conflict, but I am hoping it is the remnant invite alternative from Kim for the Kalispel-HQ meeting that was today.

Rescheduled to accomodate Regional All Staff.

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<b>CC</b>		<b>BCC</b>	
<b>Description</b>		Form Used: Memo	
<b>Subject</b>		<b>Date/Time</b>	
Fw: Follow-up to Kalispel Tribe Visit		10/10/2012 09:53 AM	
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Body

### Document Body

----- Forwarded by David Croxton/R10/USEPA/US on 10/10/2012 09:53 AM -----

From: Sarah Furtak/DC/USEPA/US  
 To: dosterman@kalispeltribe.com,  
 Cc: David Croxton/R10/USEPA/US@EPA, Don Martin/R10/USEPA/US@EPA  
 Date: 10/09/2012 03:33 PM  
 Subject: Follow-up to Kalispel Tribe Visit

Deane,

Thanks for your request for an update following Kalispel Tribe's visit to EPA HQ July 24. We are still considering the information Kalispel Tribe provided to us, and reviewing the draft TMDL.

Per your request, I've included participants of our July 24 meeting below, with their email contact information.

Michael Haire    haire.michael@epa.gov  
 Julie Reichert    reichert.julie@epa.gov  
 Lester Yuan    yuan.lester@epa.gov  
 Steve Whitlock    whitlock.steve@epa.gov

Jim Curtin      curtin.james@epa.gov  
Tod Siegal      siegal.tod@epa.gov  
Felicia Wright      wright.felicia@epa.gov  
Sarah Furtak      furtak.sarah@epa.gov  
Eric Monschein      monschein.eric@epa.gov  
Ruth Chemerys      chemerys.ruth@epa.gov  
  
David Croxton      croxton.david@epa.gov  
Ben Cope      cope.ben@epa.gov  
Helen Rueda      rueda.helen@epa.gov  
Kim Owens      owens.kim@epa.gov  
Don Martin      martin.don@epa.gov

If you have any further questions, please let me know.

Sarah

**Sarah Furtak**

U.S. Environmental Protection Agency  
Office of Wetlands, Oceans, and Watersheds  
Assessment and Watershed Protection Division  
Watershed Branch  
EPA West Building, Room 7330-A  
1301 Constitution Avenue, NW  
Washington, DC 20004  
Phone: (202) 566-1167

----- Forwarded by Sarah Furtak/DC/USEPA/US on 10/09/2012 06:16 PM -----

From: Sarah Furtak/DC/USEPA/US  
To: dosterman@kalispeltribe.com  
Cc: David Croxton/R10/USEPA/US@EPA, Don Martin/R10/USEPA/US@EPA  
Date: 08/01/2012 05:54 PM  
Subject: Summary: Kalispel/EPA meeting July 24

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Deane,

Thank you for having visited to present the Kalispel Tribe's perspective on the draft Pend Oreille Temperature TMDL.

Below please find a summary of the Kalispel Tribe visit to EPA Headquarters on July 24.

Cordially,

Sarah

**Sarah Furtak**

U.S. Environmental Protection Agency

Office of Wetlands, Oceans, and Watersheds  
Assessment and Watershed Protection Division  
Watershed Branch  
EPA West Building, Room 7330-A  
1301 Constitution Avenue, NW  
Washington, DC 20004  
Phone: (202) 566-1167

**Pend Oreille River Temperature TMDL Meeting  
Kalispel Tribe of Indians and EPA  
July 24, 2012 – 1:00 to 3:00 pm EST  
2530 Ariel Rios North, EPA Headquarters, Washington, D.C.**

**Purpose:** The Kalispel Tribe visited to present “Protecting the Sovereignty of the Kalispel Tribe in the Pend Oreille River Temperature TMDL” to an HQ informal technical review team as part of the consultation process. The Tribe’s objective, according to the agenda, was “To ensure that the Pend Oreille River Temperature TMDL accurately describes all violations of Kalispel temperature criteria, as determined by the Tribe, and includes allocations that remedy those violations.”

**Attendees:** Kalispel Tribe and Representatives

Ray Pierre, Vice Chairman, Kalispel Tribe  
April Pierre, Communication Director, Kalispel Tribe  
Deane Osterman, Executive Director, Kalispel Tribe Natural Resources  
Department  
Rick Desimone, Consultant for the Kalispel Tribe  
Zach Welcker, Attorney for the Kalispel Tribe  
Ken Merrill, Water Resources Manager, Kalispel Tribe Natural Resources  
Department (via phone)  
Joel Massmann, Ph.D., P.E., Keta Waters (via phone)

EPA Headquarters

(Informal Technical Review Team)

Michael Haire, National TMDL Coordinator, Office of Wetlands, Oceans, and Watersheds, Assessment and Watershed Protection Division, Watershed Branch  
Julie Reichert, Oak Ridge Institute for Science and Education Participant, Office of Wetlands, Oceans and Watersheds, Assessment and Watershed Protection Division, Watershed Branch  
Lester Yuan, Statistician, Office of Science and Technology, Health and

Ecological Criteria Division

Steve Whitlock, TMDL Modeler, Office of Science and Technology, Health and Ecological Criteria Division

James Curtin, Attorney, Office of General Counsel

(Other HQ Participants)

Tod Siegal, Attorney, Office of General Counsel

Felicia Wright, Tribal Coordinator, Office of Water

Sarah Furtak, Listing and TMDL Staff, Office of Wetlands, Oceans, and

Watersheds, Assessment and Watershed Protection Division, Watershed Branch

Eric Monschein, Acting Chief, Watershed Branch

Ruth Chemerys, Acting Associate Chief, Watershed Branch

EPA Region 10 (via videoconference/phone)

David Croxton, Manager, Office of Water and Watersheds, Watershed Unit

Ben Cope, Environmental Engineer, Office of Environmental Assessment

Helen Rueda, TMDL Staff, Office of Water and Watersheds

Kim Owens, Attorney, Office of Regional Counsel

Don Martin, TMDL Staff, Office of Water and Watersheds, Coeur d'Alene Field Office

**Agenda:** EPA opened the meeting by welcoming the Tribe, and stating that HQ has not made any decision about the Pend Oreille TMDL for temperature, and has no preconceived determination as to the EPA's approval or disapproval of the TMDL. EPA stated it is open to Kalispel Tribe's perspective and presentation and that EPA perceives the meeting as an important opportunity to obtain the Tribe's views for consideration by EPA.

The Kalispel Tribe expressed concern about hydroelectric development in the Pend Oreille River and the implications for bull trout and other fish that the Tribe's water quality standards are designed to protect. The Tribe also expressed concern about the technical reasoning, from the Tribe's perspective, for selecting the cumulative frequency analysis statistical methodology for determining compliance with the Tribe's water quality standards. The Kalispel Tribe and representatives presented "Protecting the Sovereignty of the Kalispel Tribe in the Pend Oreille River Temperature TMDL" and referred to the Keta Waters report (presentation and report attached).

EPA asked clarifying questions during the presentation.

**Next Steps:** EPA HQ will work expeditiously to provide legal, technical, and policy input to the Region as the Region reviews the State of Washington's Pend Oreille temperature TMDL. EPA explained that it could not provide the Kalispel Tribe a specific time frame on next steps at this time; however, it is likely that HQ will have follow-up questions for the Region and asked if it may reach out to the Kalispel Tribe should questions arise. The Kalispel Tribe expressed openness to any additional questions EPA may have, and expressed hope for having open, meaningful discussion about this TMDL going forward.

[attachment "POR Temperature TMDL Presentation to EPA HQ 7 24 12.pptx" deleted by David Croxton/R10/USEPA/US] [attachment "Keta\_Waters\_July\_21\_12.pdf" deleted by David Croxton/R10/USEPA/US]

----- Forwarded by Sarah Furtak/DC/USEPA/US on 10/09/2012 06:16 PM -----

From: Sarah Furtak/DC/USEPA/US  
To: Michael Haire/DC/USEPA/US@EPA, Julie Reichert/DC/USEPA/US@EPA, Lester Yuan/DC/USEPA/US@EPA, Steve Whitlock/DC/USEPA/US@EPA, James Curtin/DC/USEPA/US@EPA  
Cc: David Croxton/R10/USEPA/US@EPA, Ben Cope/R10/USEPA/US@EPA, Helen Rueda/R10/USEPA/US@EPA, Kim Owens/R10/USEPA/US@EPA, Don Martin/R10/USEPA/US@EPA, zwelcker@kanjikatzen.com  
Date: 08/01/2012 06:02 PM  
Subject: 7/24 Meeting Follow Up

---

Attached please find documents and a hyperlink from the Kalispel Tribe attorney. These materials are responsive to several of the questions raised by the informal technical review team at the July 24 EPA/Kalispel Tribe meeting.

Sarah

**Sarah Furtak**

U.S. Environmental Protection Agency  
Office of Wetlands, Oceans, and Watersheds  
Assessment and Watershed Protection Division  
Watershed Branch  
EPA West Building, Room 7330-A  
1301 Constitution Avenue, NW  
Washington, DC 20004  
Phone: (202) 566-1167

----- Forwarded by Sarah Furtak/DC/USEPA/US on 08/01/2012 05:55 PM -----

From: "Zach Welcker" <zwelcker@kanjikatzen.com>  
To: Sarah Furtak/DC/USEPA/US@EPA  
Cc: "Deane Osterman" <dosterman@kalispeltribe.com>  
Date: 07/31/2012 10:29 PM  
Subject: 7/24 Meeting Follow Up

---

Sarah:

The attached documents and hyperlink below contain information that is responsive to several of the questions raised by the panel at the Kalispel Tribe's meeting with EPA Headquarters on July 24, 2012. They establish several points:

- 1) Dr. Massmann's report shows that Ecology's cumulative frequency analysis ("CFA") does indeed mask violations of Washington water quality standards at the Idaho-Washington stateline. It also demonstrates that water flowing across stateline is warmer under existing conditions than it was under natural conditions on most days when there are violations of Kalispel water quality standards.
- 2) The highlighted text in the other attachments establishes:



- a. Ecology employed a 7-day rolling CFA in response to the regulated community's concerns about lag time, and concluded that the results were similar to a pairwise analysis.
  - b. Ecology employed a 30-day CFA and found that the level of impairment was almost the same as a 7-day CFA. Senior Ecology staff supported applying the 30-day CFA as a means of diffusing an argument from the regulated community about lag time, reasoning that the point is there is still an impairment. Ecology did not provide a scientific basis for using a 30-day CFA.
  - c. Ecology knew that a 60-day CFA would begin to mask impairment as early as April 2008.
- 3) The water quality standards at issue in the Willamette TMDL are based on a seven-day moving average of daily maximum temperature. See Willamette TMDL at 4-8, available at <http://www.deq.state.or.us/wq/tmdls/docs/willamettebasin/willamette/chpt4temp.pdf>. Application of CFA to a 7-DADMax metric does not support applying CFA to the Kalispel Tribe's or State of Washington's 1-DMax temperature standard.

I would very much appreciate it if you would confirm receipt of this email, add the email and attachments to the administrative record, and forward the email on to the members of the review panel and Region 10 (please cc me). Please let us know if the panel has any other questions.

Many thanks.

Zach

Zach Welcker  
Kanji & Katzen, PLLC  
401 2nd Ave. S., Suite 700  
Seattle, WA 98104  
(206) 344-8100  
[zwelcker@kanjikatzen.com](mailto:zwelcker@kanjikatzen.com)  
[www.kanjikatzen.com](http://www.kanjikatzen.com)

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[attachment "Keta\_Waters\_July\_31\_12.pdf" deleted by David Croxton/R10/USEPA/US] [attachment "Pickett 7-day v. 30-day comparison table.pdf" deleted by David Croxton/R10/USEPA/US] [attachment "Potential 30-day pooling period.pdf" deleted by David Croxton/R10/USEPA/US] [attachment "Rolling 7-day average docs.pdf" deleted by David Croxton/R10/USEPA/US]

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David Croxton/R10/USEPA/US		Deane Osterman <dosterman@kalispeltribe.com> Deane Osterman <dosterman@kalispeltribe.com>	
<b>CC</b>		<b>BCC</b>	
Joe Maroney <jmaroney@kalispeltribe.com> Ken Merrill <kmerrill@knrd.org> Sarah Furtak/DC/USEPA/US@EPA			
<b>Description</b>			Form Used: Reply
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RE: Follow-up to Kalispel Tribe Visit		10/19/2012 11:55 AM	
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Body

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Hi Deane,

Our meeting on Monday went well and is part of EPA's on-going internal deliberations. As we all understand, this is an issue with a number of complexities and there is a lot of information to consider. We will get back to you as EPA reaches its conclusions.

Thanks,  
Dave

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David Croxton/R10/USEPA/US	Deane Osterman <dosterman@kalispeltribe.com> Deane Osterman <dosterman@kalispeltribe.com>	
<b>CC</b>	<b>BCC</b>	
Sarah Furtak/DC/USEPA/US@EPA Eric Monschein/DC/USEPA/US@EPA Zach Welcker <ZWelcker@kalispeltribe.com>		
<b>Description</b>		Form Used: Memo
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Body

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Deane,

EPA understands that this TMDL is of critical importance to the Kalispel Tribe and consequently EPA is heavily investing in our review. We appreciate your willingness to meet in-person and provide additional information, and also recognize that you are waiting for responses from us. EPA is actively considering the issues regarding the Pend Oreille TMDL and, at this point, are not prepared to discuss those internal deliberations with the Kalispel Tribe. When EPA has specific follow-up questions or has reached some conclusions, we will communicate them promptly and directly to the Kalispel Tribe.

Regards,

Dave

---

From: Deane Osterman <dosterman@kalispeltribe.com>  
 To: Eric Monschein/DC/USEPA/US@EPA, Sarah Furtak/DC/USEPA/US@EPA  
 Cc: Zach Welcker <ZWelcker@kalispeltribe.com>, 'Rick Desimone' <rick@desimonecg.com>  
 Date: 10/30/2012 02:12 PM  
 Subject: Dec 11 or 12 Update Meeting

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Eric and Sarah –

As discussed at our July 24<sup>th</sup> meeting, EPA's decision on the Pend Oreille River Temperature TMDL is of critical importance to the Kalispel Tribe and the future of its trust resources. We understand that Headquarters recently met with Region 10 to discuss the TMDL in more detail, and are obviously very interested to learn where the TMDL now sits with EPA. We would like to meet with a select contingent of Headquarters' review team to discuss your review of the Tribe's concerns thus far and to answer any lingering questions that you might have. The Tribe's team, consisting of Rick Desimone, Zach Welcker, and myself, is available to meet in DC any time on December 11<sup>th</sup> or the morning of the 12<sup>th</sup>.

Please let me know if either of these dates works for you. We would very much appreciate the opportunity to have a more candid conversation than we have had thus far, and to help EPA develop a TMDL solution that will address the Tribe's concerns.

Regards,

Deane Osterman, Executive Director  
[dosterman@knrd.org](mailto:dosterman@knrd.org)  
[www.knrd.org](http://www.knrd.org)  
v 509.447-7282  
c 509.993.0879

\*\*\*\*\* ATTACHMENT NOT DELIVERED  
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For further information, please contact the EPA Call Center at (866) 411-4EPA (4372). The TDD number is (866) 489-4900.

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David Croxton/R10/USEPA/US		Don Martin/R10/USEPA/US@EPA Helen Rueda/R10/USEPA/US@EPA Don Martin/R10/USEPA/US, Helen	
<b>CC</b>		<b>BCC</b>	
<b>Description</b>		Form Used: Memo	
<b>Subject</b>		<b>Date/Time</b>	
Fw: 7/24 Meeting Follow Up--Kalispel communication		09/19/2012 03:27 PM	
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Hi Don and Helen- two items from a discussion I had with Sarah Furtak today. 1) in a meeting with our R10 Tribal Unit, Deane O. told Sally Thomas he had not heard anything from EPA on the Pend Oreille in awhile. As follow-up, HQ is drafting a status letter to the Kalispel which they will share with us. 2) Note that Zach's message below requests these materials be included in the admin. record. That is our call, but just wanted to make sure we have this under consideration.

thanks

----- Forwarded by David Croxton/R10/USEPA/US on 09/19/2012 03:21 PM -----

From: Sarah Furtak/DC/USEPA/US  
 To: Michael Haire/DC/USEPA/US@EPA, Julie Reichert/DC/USEPA/US@EPA, Lester Yuan/DC/USEPA/US@EPA, Steve Whitlock/DC/USEPA/US@EPA, James Curtin/DC/USEPA/US@EPA,  
 Cc: David Croxton/R10/USEPA/US@EPA, Ben Cope/R10/USEPA/US@EPA, Helen Rueda/R10/USEPA/US@EPA, Kim Owens/R10/USEPA/US@EPA, Don Martin/R10/USEPA/US@EPA, zwelcker@kanjikatzen.com  
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responsive to several of the questions raised by the informal technical review team at the July 24 EPA/Kalispel Tribe meeting.

Sarah

**Sarah Furtak**

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Office of Wetlands, Oceans, and Watersheds  
Assessment and Watershed Protection Division  
Watershed Branch  
EPA West Building, Room 7330-A  
1301 Constitution Avenue, NW  
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To: Sarah Furtak/DC/USEPA/US@EPA  
Cc: "Deane Osterman" <dosterman@kalispeltribe.com>  
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Sarah:

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  - c. Ecology knew that a 60-day CFA would begin to mask impairment as early as April 2008.
- 3) The water quality standards at issue in the Willamette TMDL are based on a seven-day moving average of daily maximum temperature. See Willamette TMDL at 4-8, available at <http://www.deq.state.or.us/wq/tmdls/docs/willamettebasin/willamette/chpt4temp.pdf>. Application of CFA to a 7-DADMax metric does not support applying CFA to the Kalispel Tribe's or State of Washington's 1-DMax temperature standard.

I would very much appreciate it if you would confirm receipt of this email, add the email and attachments to the administrative record, and forward the email on to the members of the review panel and Region 10 (please cc me). Please let us know if the panel has any other questions.

Many thanks.

Zach

Zach Welcker  
Kanji & Katzen, PLLC  
401 2nd Ave. S., Suite 700  
Seattle, WA 98104  
(206) 344-8100  
[zwelcker@kanjikatzen.com](mailto:zwelcker@kanjikatzen.com)  
[www.kanjikatzen.com](http://www.kanjikatzen.com)

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[attachment "Keta\_Waters\_July\_31\_12.pdf" deleted by David Croxton/R10/USEPA/US] [attachment "Pickett 7-day v. 30-day comparison table.pdf" deleted by David Croxton/R10/USEPA/US] [attachment "Potential 30-day pooling period.pdf" deleted by David Croxton/R10/USEPA/US] [attachment "Rolling 7-day average docs.pdf" deleted by David Croxton/R10/USEPA/US]

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<b>Addressing</b>			
<b>From</b>		<b>To</b>	
David Croxton/R10/USEPA/US		Helen Rueda/R10/USEPA/US@EPA	
<b>CC</b>		<b>BCC</b>	
<b>Description</b>			Form Used: Notice
<b>Subject</b>		<b>Date/Time</b>	
Accepted: Pend Oreille		10/03/2012 04:56 PM	
<b># of Attachments</b>	<b>Total Bytes</b>	<b>NPM</b>	<b>Contributor</b>
0	2,426		Helen Rueda
<b>Processing</b>			
<b>Comments</b>			
<input type="text"/> Clear Category		<input type="text"/> Non-responsive <input type="text"/>	
<b>Release</b>			
			<input type="checkbox"/> Printed

Body

### Document Body

I will likely arrive a little late due to a PT appt.

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<b>Addressing</b>			
<b>From</b>		<b>To</b>	
David Croxton/R10/USEPA/US		Helen Rueda/R10/USEPA/US@EPA	
<b>CC</b>		<b>BCC</b>	
<b>Description</b>			Form Used: Notice
<b>Subject</b>		<b>Date/Time</b>	
Accepted: Pend Oreille Preparation for HQ call		10/31/2012 09:18 AM	
<b># of Attachments</b>	<b>Total Bytes</b>	<b>NPM</b>	<b>Contributor</b>
0	2,276		Helen Rueda
<b>Processing</b>			
<b>Comments</b>			
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Body

**Document Body**

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<b>Addressing</b>			
<b>From</b>		<b>To</b>	
David Croxton/R10/USEPA/US		Helen Rueda/R10/USEPA/US@EPA	
<b>CC</b>		<b>BCC</b>	
<b>Description</b>			Form Used: Notice
<b>Subject</b>		<b>Date/Time</b>	
Accepted: Pend Oreille Preparation for HQ meeting		09/12/2012 08:53 AM	
<b># of Attachments</b>	<b>Total Bytes</b>	<b>NPM</b>	<b>Contributor</b>
0	2,401		Helen Rueda
<b>Processing</b>			
<b>Comments</b>			
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<b>Release</b>			
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Body

### Document Body

If Kim and Ben come to my office, I can conference call Helen and Don.

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<b>Addressing</b>			
<b>From</b>		<b>To</b>	
David Croxton/R10/USEPA/US		Helen Rueda/R10/USEPA/US@EPA	
<b>CC</b>		<b>BCC</b>	
<b>Description</b>			Form Used: (ReplyNotice)
<b>Subject</b>		<b>Date/Time</b>	
Rescheduled: Pend Oreille Preparation for HQ meeting (Sep 12 03:00 PM PDT)			
<b># of Attachments</b>	<b>Total Bytes</b>	<b>NPM</b>	<b>Contributor</b>
0	1,124		David Croxton
<b>Processing</b>			
<b>Comments</b>			
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<b>Release</b>			
<input type="checkbox"/> Printed			

Body

### Document Body

If Kim and Ben come to my office, I can conference call Helen and Don.

---

Document Log Item			Release
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<b>Addressing</b>			
<b>From</b>		<b>To</b>	
David Croxton/R10/USEPA/US		Helen Rueda/R10/USEPA/US@EPA	
<b>CC</b>		<b>BCC</b>	
<b>Description</b>			Form Used: Notice
<b>Subject</b>		<b>Date/Time</b>	
Tentative: PO follow up		10/18/2012 12:07 PM	
<b># of Attachments</b>	<b>Total Bytes</b>	<b>NPM</b>	<b>Contributor</b>
0	2,550		Helen Rueda
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Body

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some possibility I'll call in just to make sure I don't get assigned something!

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<b>Addressing</b>		
<b>From</b>	<b>To</b>	
David Croxton/R10/USEPA/US	Jim Zokan/R10/USEPA/US@EPA Jim Zokan/R10/USEPA/US	
<b>CC</b>	<b>BCC</b>	
<b>Description</b>		Form Used: Memo
<b>Subject</b>		<b>Date/Time</b>
Fw: check-in with Kalispel Tribe		09/24/2012 10:42 AM
<b># of Attachments</b>	<b>Total Bytes</b>	<b>NPM</b>
0	6,311	
		<b>Contributor</b>
		David Croxton
<b>Processing</b>		
<b>Comments</b>		
<input type="text"/> Clear Category <input type="text"/> Non-responsive <input type="text"/>		
<b>Release</b>		
<input type="checkbox"/> Printed		

Body

### Document Body

Jim- Based on this message from HQ, I will just call Deane directly---that make sense to you?  
 ----- Forwarded by David Croxton/R10/USEPA/US on 09/24/2012 10:38 AM -----

From: Sarah Furtak/DC/USEPA/US  
 To: David Croxton/R10/USEPA/US@EPA,  
 Cc: Eric Monschein/DC/USEPA/US@EPA, Ruth Chemerys/DC/USEPA/US@EPA, James Curtin/DC/USEPA/US@EPA, Jim Zokan/R10/USEPA/US@EPA  
 Date: 09/24/2012 10:31 AM  
 Subject: Re: Fw: check-in with Kalispel Tribe

Hi Dave,

Thanks again for checking in following the request for an update from the Kalispel Tribe.

My understanding is that this request came from the tribe via an in-person meeting or phone call, correct?

After checking in with Eric and Jim Curtin (OGC), it sounds like the best means for Region 10 to respond to the tribe might be the way the tribe inquired with the Region (e.g., via phone). Our general message is 'Thank you for your request for an update following Kalispel Tribe's visit to EPA HQ July 24. We are still considering the info the Tribe provided to us, and reviewing the draft TMDL.'

If you have any questions or need more from me, please let me know. If you'd like me or Jim Curtin to be part of a call, we'll be happy to do so. I hope this helps!

Thanks,

Sarah

**Sarah Furtak**

U.S. Environmental Protection Agency  
Office of Wetlands, Oceans, and Watersheds  
Assessment and Watershed Protection Division  
Watershed Branch  
EPA West Building, Room 7330-A  
1301 Constitution Avenue, NW  
Washington, DC 20004  
Phone: (202) 566-1167

David Croxton

Hi Sarah- Just checking-in on this matter so that...

09/19/2012 01:10:00 PM

From: David Croxton/R10/USEPA/US  
To: Sarah Furtak/DC/USEPA/US@EPA  
Date: 09/19/2012 01:10 PM  
Subject: Fw: check-in with Kalispel Tribe

---

Hi Sarah-

Just checking-in on this matter so that we get back to the Kalispels soon. thanks

----- Forwarded by David Croxton/R10/USEPA/US on 09/19/2012 10:08 AM -----

From: David Croxton/R10/USEPA/US  
To: Sarah Furtak/DC/USEPA/US@EPA, Eric Monschein/DC/USEPA/US@EPA,  
Date: 09/17/2012 10:20 AM  
Subject: check-in with Kalispel Tribe

---

At a recent meeting on another topic, Deanne Osterman of the Kalispel Tribe mentioned to R10's Tribal Assistance Unit Manager that he had not heard anything from EPA since their meeting with us in D.C. and wondered what was going-on. I can call Deane and give him an update, but it may be more appropriate coming from HQ. Let me know how you would like to manage a status call to the Kalispel Tribe.  
thanks

---



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<b>Addressing</b>			
<b>From</b>		<b>To</b>	
David Croxton/R10/USEPA/US		Jim Zokan/R10/USEPA/US@EPA Jim Zokan/R10/USEPA/US	
<b>CC</b>		<b>BCC</b>	
<b>Description</b>			Form Used: Memo
<b>Subject</b>		<b>Date/Time</b>	
Fw: Follow-up to Kalispel Tribe Visit		10/19/2012 11:58 AM	
<b># of Attachments</b>	<b>Total Bytes</b>	<b>NPM</b>	<b>Contributor</b>
0	3,334		David Croxton
<b>Processing</b>			
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		<input type="text"/>	
<b>Release</b>			
<input type="checkbox"/> Printed			

Body

### Document Body

Jim- A response to Deane in reply to his request for a report on the status of our meetings. NO conclusions yet.

----- Forwarded by David Croxton/R10/USEPA/US on 10/19/2012 11:56 AM -----

From: David Croxton/R10/USEPA/US  
 To: Deane Osterman <dosterman@kalispeltribe.com>,  
 Cc: Joe Maroney <jmaroney@kalispeltribe.com>, Ken Merrill <kmerrill@knrd.org>, Sarah Furtak/DC/USEPA/US@EPA, Zach Welcker <ZWelcker@kalispeltribe.com>  
 Date: 10/19/2012 11:55 AM  
 Subject: RE: Follow-up to Kalispel Tribe Visit

Hi Deane,

Our meeting on Monday went well and is part of EPA's on-going internal deliberations. As we all understand, this is an issue with a number of complexities and there is a lot of information to consider. We will get back to you as EPA reaches its conclusions.

Thanks,

Dave



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<b>Addressing</b>			
<b>From</b>		<b>To</b>	
David Croxton/R10/USEPA/US		Jim Zokan/R10/USEPA/US@EPA Jim Zokan/R10/USEPA/US	
<b>CC</b>		<b>BCC</b>	
<b>Description</b>			Form Used: Reply
<b>Subject</b>		<b>Date/Time</b>	
Re: Kalispel wanting and update on PO River Temp TMDL		10/09/2012 11:50 AM	
<b># of Attachments</b>	<b>Total Bytes</b>	<b>NPM</b>	<b>Contributor</b>
0	3,604		David Croxton
<b>Processing</b>			
<b>Comments</b>			
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<b>Release</b>			
<input type="checkbox"/> Printed			

Body

### Document Body

I have not heard back from Deane.

Jim Zokan

Did you hear back from Deane? James F. Zokan...

10/08/2012 12:10:34 PM

From: Jim Zokan/R10/USEPA/US  
 To: David Croxton/R10/USEPA/US@EPA,  
 Date: 10/08/2012 12:10 PM  
 Subject: Re: Kalispel wanting and update on PO River Temp TMDL

Did you hear back from Deane?

James F. Zokan, Environmental Specialist  
 US EPA, Idaho Operations Office  
 950 W. Bannock Street (Suite 900)  
 Boise, ID 83702  
 Office: 208-378-5691 Fax: 208-378-5744  
 zokan.jim@epa.gov



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<b>Addressing</b>		
<b>From</b>	<b>To</b>	
David Croxton/R10/USEPA/US	Jim Zokan/R10/USEPA/US@EPA Jim Zokan/R10/USEPA/US	
<b>CC</b>	<b>BCC</b>	
Sally Thomas/R10/USEPA/US@EPA		
<b>Description</b>		Form Used: Reply
<b>Subject</b>	<b>Date/Time</b>	
Re: Kalispel wanting and update on PO River Temp TMDL	09/20/2012 11:43 AM	
<b># of Attachments</b>	<b>Total Bytes</b>	<b>NPM</b>
0	3,835	
		<b>Contributor</b>
		David Croxton
<b>Processing</b>		
<b>Comments</b>		
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<b>Release</b>		
<input type="checkbox"/> Printed		

Body

### Document Body

Hi Jim-

I'm home sick today, but checked messages. Sally Thomas relayed a similar message to me last week. I contacted HQ and they are taking the lead on a written response to Kalispel. I'll pass on your message to HQ just to keep them moving along.

Jim Zokan

Please give me a call. Thanks

09/20/2012 11:27:51 AM

From: Jim Zokan/R10/USEPA/US  
 To: David Croxton/R10/USEPA/US@EPA,  
 Date: 09/20/2012 11:27 AM  
 Subject: Kalispel wanting and update on PO River Temp TMDL

Please give me a call.

Thanks

James F. Zokan, Environmental Specialist  
 US EPA, Idaho Operations Office  
 950 W. Bannock Street (Suite 900)  
 Boise, ID 83702

Office: 208-378-5691 Fax: 208-378-5744  
zokan.jim@epa.gov

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<b>Addressing</b>		
<b>From</b>	<b>To</b>	
David Croxton/R10/USEPA/US	Kim Owens/R10/USEPA/US@EPA Kelly Gable/R3/USEPA/US@EPA Ben Cope/R10/USEPA/US@EPA	
<b>CC</b>	<b>BCC</b>	
<b>Description</b>		Form Used: Memo
<b>Subject</b>	<b>Date/Time</b>	
Fw: Ponderay Newsprint Permit (to Pend Oreille River)	10/12/2012 04:57 PM	
<b># of Attachments</b>	<b>Total Bytes</b>	<b>NPM</b>
1	367,535	
		<b>Contributor</b>
		Kelly Gable
<b>Processing</b>		
<b>Comments</b>		
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Body

## Document Body

FYI

----- Forwarded by David Croxton/R10/USEPA/US on 10/12/2012 04:57 PM -----

From: Karen Burgess/R10/USEPA/US  
 To: David Croxton/R10/USEPA/US@EPA,  
 Cc: Laurie Mann/R10/USEPA/US@EPA, Helen Rueda/R10/USEPA/US@EPA, Michael Lidgard/R10/USEPA/US@EPA  
 Date: 10/12/2012 02:51 PM  
 Subject: Re: Ponderay Newsprint Permit (to Pend Oreille River)

Dave, Laurie suggested that I inform you of the letter from the Kalispel Tribe to Opalski regarding the draft Ponderay Newsprint permit currently out for public comment (letter attached).  
 I have written a response to the letter and will provide comments on the permit.  
 I understand that you will be meeting with HQ to discuss the temperature TMDL early next week. FYI,  
 The proposed permit incorrectly incorporates the not-yet-approved TMDL WLA.  
 Depending on the approval status of the TMDL, it may be premature to incorporate the WLA in the permit.

At present, the tribes letter and the draft response relate strictly to the draft permit. Let me know if you

have any questions or concerns.



Letter Osterman of Kalispel Tribe to Opalski re Ponderay Newsprint 100112.pdf

Karen Burgess, P.E.  
Environmental Engineer  
U.S. EPA Region 10 | Office of Water and Watersheds | NPDES Permits Unit  
Voice: 206-553-1644 | Toll Free: 800-424-4372 ext. 1644 | Fax: 206-553-0165  
Karen.Burgess@epa.gov

Helen Rueda

Hi Karen Laurie Mann told me about the permit f...

10/11/2012 03:05:58 PM

From: Helen Rueda/R10/USEPA/US  
To: Karen Burgess/R10/USEPA/US@EPA,  
Cc: Laurie Mann/R10/USEPA/US@EPA  
Date: 10/11/2012 03:05 PM  
Subject: Ponderay Newsprint Permit

**Table 12. Current operating conditions for the NPDES permittees.**

Facility	Flow (m <sup>3</sup> /s)	Temperature (°C)	Uncertainty Factor
Newport wastewater treatment plant	0.022	22.9	1.1
Ponderay Newsprint Company	0.228	32.2	1.0
Ione wastewater treatment plant	0.009	22.9	1.1
Pend Oreille Mine (Teck Cominco)	0.063	22.3	1.0
Selkirk High School	0.0002	19.0	1.1

Hi Karen

Laurie Mann told me about the permit for Ponderay Newsprint. The allocations in the TMDL are given in the table above - they are linked to current operating conditions. The kcal per day allocations for a particular flow and this translates into a temperature, all are given in the wasteload allocation table. This is from page 75 of the TMDL  
<https://fortress.wa.gov/ecy/publications/publications/1010065.pdf>  
If you have any questions give me a call

Helen Rueda,  
Office of Water, Watershed Unit  
Region 10 USEPA  
805 SW Broadway, Suite 500  
Portland, OR 97205

(503) 326-3280 work  
(503) 326-3399 (FAX)

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<b>Addressing</b>			
<b>From</b>		<b>To</b>	
David Croxton/R10/USEPA/US		Kim Owens/R10/USEPA/US@EPA Kim Owens/R10/USEPA/US	
<b>CC</b>		<b>BCC</b>	
<b>Description</b>		Form Used: Memo	
<b>Subject</b>		<b>Date/Time</b>	
Fw: Shifting Oct. 15 call		10/09/2012 02:17 PM	
<b># of Attachments</b>	<b>Total Bytes</b>	<b>NPM</b>	<b>Contributor</b>
0	11,254		David Croxton
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<b>Comments</b>			
<input type="text"/> Clear Category		<input type="text"/> Non-responsive	
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<input type="checkbox"/> Printed			

Body

### Document Body

Welcome back Kim! I believe Ben addressed the reservation issue last week, see if his message below answers your request.

----- Forwarded by David Croxton/R10/USEPA/US on 10/09/2012 02:16 PM -----

From: Ben Cope/R10/USEPA/US  
 To: Helen Rueda/R10/USEPA/US@EPA,  
 Cc: David Croxton/R10/USEPA/US@EPA, Sarah Furtak/DC/USEPA/US@EPA  
 Date: 10/03/2012 04:28 PM  
 Subject: Re: Fw: Shifting Oct. 15 call

I've extended Kim's reservation for Shoshone Rm (10 -12) with a second reservation from 12-2 PM. So I think we're covered for VTC if Sarah wants to re-schedule later. -BC

Ben Cope, Environmental Engineer  
 Office of Environmental Assessment  
 EPA Region 10  
 Seattle, Washington  
 206-553-1442



Helen Rueda

Could one of you look into changing Kim's reser...

10/03/2012 03:35:09 PM

From: Helen Rueda/R10/USEPA/US  
To: David Croxton/R10/USEPA/US@EPA, Ben Cope/R10/USEPA/US@EPA,  
Cc: Sarah Furtak/DC/USEPA/US@EPA  
Date: 10/03/2012 03:35 PM  
Subject: Fw: Shifting Oct. 15 call

---

Could one of you look into changing Kim's reservation for the video conference room in Seattle to coincide with the new time for the call? Or let me know who I should talk to about this?

----- Forwarded by Helen Rueda/R10/USEPA/US on 10/03/2012 03:33 PM -----

From: Sarah Furtak/DC/USEPA/US  
To: Helen Rueda/R10/USEPA/US@EPA  
Date: 10/03/2012 03:20 PM  
Subject: Fw: Shifting Oct. 15 call

---

Hi Helen,

I haven't shifted this call time yet because I haven't confirmed yet with Kim that your videoconference room is available at this time on Oct. 15. Kim had the room securely reserved for the 1-3 pm Eastern time frame, but I believe she's out of the office until the 9th. What do you recommend? I've reserved our videoconference room here at HQ.

Thanks,

Sarah

----- Forwarded by Sarah Furtak/DC/USEPA/US on 10/03/2012 06:18 PM -----

From: Sarah Furtak/DC/USEPA/US  
To: David Croxton/R10/USEPA/US@EPA  
Cc: Don Martin/R10/USEPA/US@EPA, Ben Cope/R10/USEPA/US@EPA, Helen Rueda/R10/USEPA/US@EPA, Kim Owens/R10/USEPA/US@EPA  
Date: 10/01/2012 06:36 PM  
Subject: Shifting Oct. 15 call

---

All,

I'd like to shift our call on Oct. 15 from the current time of 1-3 pm to 2:30 to 4:30 pm Eastern.

Please let me know if shifting this call later into the afternoon doesn't work for you. Unless I hear otherwise, I'll make this change tomorrow, Tuesday.

Thanks for your patience,

Sarah

202 566 1167

Sarah Furtak

Please let me know which dates work for you for...

09/14/2012 07:32:57 PM

From: Sarah Furtak/DC/USEPA/US  
To: David Croxton/R10/USEPA/US@EPA  
Cc: Don Martin/R10/USEPA/US@EPA, Ben Cope/R10/USEPA/US@EPA, Helen Rueda/R10/USEPA/US@EPA, Kim Owens/R10/USEPA/US@EPA  
Date: 09/14/2012 07:32 PM

Subject: Re: Mid to late Sept. R10-HQ call-- how about Oct. 16?

---

Please let me know which dates work for you for a 1-3 pm (Eastern) call:

Oct 22  
Oct 23  
Oct 15  
Oct 16  
Oct 17  
Oct 19

Have a good weekend,

Sarah

---

David Croxton

Hi Sarah- Thanks for the cat-herding work. Aft...

09/13/2012 06:14:03 PM

---

From: David Croxton/R10/USEPA/US  
To: Sarah Furtak/DC/USEPA/US@EPA  
Cc: Don Martin/R10/USEPA/US@EPA, Ben Cope/R10/USEPA/US@EPA, Helen Rueda/R10/USEPA/US@EPA, Kim Owens/R10/USEPA/US@EPA  
Date: 09/13/2012 06:14 PM  
Subject: Re: Mid to late Sept. R10-HQ call-- how about Oct. 16?

---

Hi Sarah- Thanks for the cat-herding work. After checking schedules here, us Region 10 cats are wanting to push-out our meeting with HQ until the week of October 15 (or later if that week does not work). Folks here have some pressing deadline projects that prevent working on the Pend Oreille and then both Ben and Kim are on vacation for a week-plus in the intervening time. We want our meeting with you all to be efficient and our presentation to be well-organized. The extra week or two will allow everyone on the team to have input on the presentation. Can you check about establishing a 2-hour meeting for all of us in that timeframe?

Dave

---

Sarah Furtak

Hi Dave, Helen, and others, Welcome back, Dav...

09/07/2012 09:49:41 AM

---

From: Sarah Furtak/DC/USEPA/US  
To: David Croxton/R10/USEPA/US@EPA,  
Cc: Kim Owens/R10/USEPA/US@EPA, Don Martin/R10/USEPA/US@EPA, Helen Rueda/R10/USEPA/US@EPA, Ben Cope/R10/USEPA/US@EPA  
Date: 09/07/2012 09:49 AM  
Subject: Mid to late Sept. R10-HQ call

---

Hi Dave, Helen, and others,

Welcome back, Dave, when you read this!

Scoping out a mid-to-late Sept. window on folks' calendars is challenging.

These times may work on this end for a R10 presentation/discussion. Perhaps we could do it via webinar or videoconference. Please let me know if one of these times work for Region 10 and how much time you need.

All times Eastern

Thurs., Sept. 13 -- 3:00-5:00 pm  
Mon., Sept. 17 -- 12:30-2:00 pm

Mon., Sept. 24 -- 12:30-2:00 pm  
Wed., Sept. 26 -- 3:00-4:00 pm  
Tues., Oct. 2 -- 1:00-4:00 pm

I'll plan to touch base with you again next week.

Sarah

**Sarah Furtak**

U.S. Environmental Protection Agency  
Office of Wetlands, Oceans, and Watersheds  
Assessment and Watershed Protection Division  
Watershed Branch  
EPA West Building, Room 7330-A  
1301 Constitution Avenue, NW  
Washington, DC 20004  
Phone: (202) 566-1167

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<b>From</b>		<b>To</b>	
David Croxton/R10/USEPA/US		Kim Owens/R10/USEPA/US@EPA Kim Owens/R10/USEPA/US	
<b>CC</b>		<b>BCC</b>	
Ben Cope/R10/USEPA/US@EPA Don Martin/R10/USEPA/US@EPA Helen Rueda/R10/USEPA/US@EPA			
<b>Description</b>			Form Used: Reply
<b>Subject</b>		<b>Date/Time</b>	
Re: Pend Oreille TMDL - HQ Presentation		08/17/2012 03:06 PM	
<b># of Attachments</b>	<b>Total Bytes</b>	<b>NPM</b>	<b>Contributor</b>
0	5,025		David Croxton
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<b>Release</b>			
<input type="checkbox"/> Printed			

Body

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I called and talked with Sarah. She is on-board with this idea and will try to schedule something in mid to late September. We thought we would use the 28th time to discuss and agree on next steps with the review team. Next steps including R10 making an advocacy position presentation in September. Sarah also asked about follow-up on the aggregation of data examples and we agreed that R10 could provide an update on that subject on the 28th, but that matter would also be part of our September presentation.

Kim Owens      Greetings all. I've exchanged voicemails with Ji...      08/17/2012 01:14:35 PM

From: Kim Owens/R10/USEPA/US  
 To: David Croxton/R10/USEPA/US@EPA, Helen Rueda/R10/USEPA/US@EPA, Don Martin/R10/USEPA/US@EPA, Ben Cope/R10/USEPA/US@EPA,  
 Date: 08/17/2012 01:14 PM  
 Subject: Pend Oreille TMDL - HQ Presentation

Greetings all. I've exchanged voicemails with Jim Curtin, who is on vacation. He thinks that an R10 presentation addressing the issues the Tribe raised is an "excellent idea." He's back on August 28th and recommended that R10 folks float the idea with Sarah and work with her to set up a time.

We currently have a tentative hold for one hour on August 28th. I'd rather we take two hours in one chunk

and not split it up. August 28th may also be too soon to pull a presentation together. So I'd recommend we postpone the 28th meeting until a date when we can get a block of two hours and have more time to prepare. Meanwhile, I will send comments on the Tribe's power point in the coming days.

Enjoy your summer weekend! - Kim

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David Croxton/R10/USEPA/US		Sarah Furtak/DC/USEPA/US@EPA	
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<b>Description</b>			Form Used: Notice
<b>Subject</b>		<b>Date/Time</b>	
Accepted: Hold: HQ-R10 follow-up after Kalispel visit		09/18/2012 10:48 AM	
<b># of Attachments</b>	<b>Total Bytes</b>	<b>NPM</b>	<b>Contributor</b>
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<b>From</b>		<b>To</b>	
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<b>CC</b>		<b>BCC</b>	
<b>Description</b>			Form Used: Notice
<b>Subject</b>		<b>Date/Time</b>	
Accepted: Hold: HQ-R10 follow-up after Kalispel visit		10/04/2012 08:28 AM	
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<b>From</b>		<b>To</b>	
David Croxton/R10/USEPA/US		Sarah Furtak/DC/USEPA/US@EPA	
<b>CC</b>		<b>BCC</b>	
<b>Description</b>		Form Used: Notice	
<b>Subject</b>		<b>Date/Time</b>	
Accepted: Tentative Hold: HQ-EPA Region 10 follow-up after Kalispel Tribe visit		08/02/2012 05:09 PM	
<b># of Attachments</b>	<b>Total Bytes</b>	<b>NPM</b>	<b>Contributor</b>
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David Croxton/R10/USEPA/US		Sarah Furtak/DC/USEPA/US@EPA	
<b>CC</b>		<b>BCC</b>	
<b>Description</b>			Form Used: Reply
<b>Subject</b>		<b>Date/Time</b>	
Re: Mid to late Sept. R10-HQ call-- how about Oct. 16?		09/17/2012 10:10 AM	
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Body

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I can make any of those dates, thank you Sarah.

Sarah Furtak      Please let me know which dates work for you for...      09/14/2012 04:32:59 PM

From: Sarah Furtak/DC/USEPA/US  
 To: David Croxton/R10/USEPA/US@EPA,  
 Cc: Don Martin/R10/USEPA/US@EPA, Ben Cope/R10/USEPA/US@EPA, Helen Rueda/R10/USEPA/US@EPA, Kim Owens/R10/USEPA/US@EPA  
 Date: 09/14/2012 04:32 PM  
 Subject: Re: Mid to late Sept. R10-HQ call-- how about Oct. 16?

Please let me know which dates work for you for a 1-3 pm (Eastern) call:

Oct 22  
 Oct 23  
 Oct 15  
 Oct 16  
 Oct 17  
 Oct 19

Have a good weekend,

Sarah

David Croxton	Hi Sarah- Thanks for the cat-herding work. Aft...	09/13/2012 06:14:03 PM
---------------	---	------------------------

From: David Croxton/R10/USEPA/US  
To: Sarah Furtak/DC/USEPA/US@EPA  
Cc: Don Martin/R10/USEPA/US@EPA, Ben Cope/R10/USEPA/US@EPA, Helen Rueda/R10/USEPA/US@EPA, Kim Owens/R10/USEPA/US@EPA  
Date: 09/13/2012 06:14 PM  
Subject: Re: Mid to late Sept. R10-HQ call-- how about Oct. 16?

---

Hi Sarah- Thanks for the cat-herding work. After checking schedules here, us Region 10 cats are wanting to push-out our meeting with HQ until the week of October 15 (or later if that week does not work). Folks here have some pressing deadline projects that prevent working on the Pend Oreille and then both Ben and Kim are on vacation for a week-plus in the intervening time. We want our meeting with you all to be efficient and our presentation to be well-organized. The extra week or two will allow everyone on the team to have input on the presentation. Can you check about establishing a 2-hour meeting for all of us in that timeframe?

Dave

Sarah Furtak	Hi Dave, Helen, and others, Welcome back, Dav...	09/07/2012 09:49:41 AM
--------------	--	------------------------

From: Sarah Furtak/DC/USEPA/US  
To: David Croxton/R10/USEPA/US@EPA,  
Cc: Kim Owens/R10/USEPA/US@EPA, Don Martin/R10/USEPA/US@EPA, Helen Rueda/R10/USEPA/US@EPA, Ben Cope/R10/USEPA/US@EPA  
Date: 09/07/2012 09:49 AM  
Subject: Mid to late Sept. R10-HQ call

---

Hi Dave, Helen, and others,

Welcome back, Dave, when you read this!

Scoping out a mid-to-late Sept. window on folks' calendars is challenging.

These times may work on this end for a R10 presentation/discussion. Perhaps we could do it via webinar or videoconference. Please let me know if one of these times work for Region 10 and how much time you need.

All times Eastern

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Mon., Sept. 17 -- 12:30-2:00 pm  
Mon., Sept. 24 -- 12:30-2:00 pm  
Wed., Sept. 26 -- 3:00-4:00 pm  
Tues., Oct. 2 -- 1:00-4:00 pm

I'll plan to touch base with you again next week.

Sarah

**Sarah Furtak**

U.S. Environmental Protection Agency  
Office of Wetlands, Oceans, and Watersheds  
Assessment and Watershed Protection Division

Watershed Branch  
EPA West Building, Room 7330-A  
1301 Constitution Avenue, NW  
Washington, DC 20004  
Phone: (202) 566-1167

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David Croxton/R10/USEPA/US		Sarah Furtak/DC/USEPA/US@EPA	
<b>CC</b>		<b>BCC</b>	
Ben Cope/R10/USEPA/US@EPA Don Martin/R10/USEPA/US@EPA Helen Rueda/R10/USEPA/US@EPA			
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Re: Mid to late Sept. R10-HQ call		09/10/2012 01:53 PM	
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Body

### Document Body

All the times work for me except 9/13. I agree with Ben that we need 2 hours for the meeting. Thank you Sarah!

Sarah Furtak

Hi Dave, Helen, and others, Welcome back, Dav...

09/07/2012 09:49:41 AM

From: Sarah Furtak/DC/USEPA/US  
 To: David Croxton/R10/USEPA/US@EPA,  
 Cc: Kim Owens/R10/USEPA/US@EPA, Don Martin/R10/USEPA/US@EPA, Helen Rueda/R10/USEPA/US@EPA, Ben Cope/R10/USEPA/US@EPA  
 Date: 09/07/2012 09:49 AM  
 Subject: Mid to late Sept. R10-HQ call

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you need.

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Wed., Sept. 26 -- 3:00-4:00 pm

Tues., Oct. 2 -- 1:00-4:00 pm

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Sarah

**Sarah Furtak**

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Assessment and Watershed Protection Division  
Watershed Branch  
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David Croxton/R10/USEPA/US		Sarah Furtak/DC/USEPA/US@EPA Eric Monschein/DC/USEPA/US@EPA Sarah Furtak/DC/USEPA/US, Eric	
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<b>Subject</b>		<b>Date/Time</b>	
check-in with Kalispel Tribe		09/17/2012 10:20 AM	
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### Document Body

At a recent meeting on another topic, Deanne Osterman of the Kalispel Tribe mentioned to R10's Tribal Assistance Unit Manager that he had not heard anything from EPA since their meeting with us in D.C. and wondered what was going-on. I can call Deane and give him an update, but it may be more appropriate coming from HQ. Let me know how you would like to manage a status call to the Kalispel Tribe.

thanks

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David Croxton/R10/USEPA/US		Sarah Furtak/DC/USEPA/US@EPA Sarah Furtak/DC/USEPA/US	
<b>CC</b>		<b>BCC</b>	
<b>Description</b>			Form Used: Memo
<b>Subject</b>		<b>Date/Time</b>	
Fw: check-in with Kalispel Tribe		09/19/2012 10:09 AM	
<b># of Attachments</b>	<b>Total Bytes</b>	<b>NPM</b>	<b>Contributor</b>
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Body

### Document Body

Hi Sarah-

Just checking-in on this matter so that we get back to the Kalispels soon. thanks  
 ----- Forwarded by David Croxton/R10/USEPA/US on 09/19/2012 10:08 AM -----

From: David Croxton/R10/USEPA/US  
 To: Sarah Furtak/DC/USEPA/US@EPA, Eric Monschein/DC/USEPA/US@EPA,  
 Date: 09/17/2012 10:20 AM  
 Subject: check-in with Kalispel Tribe

At a recent meeting on another topic, Deanne Osterman of the Kalispel Tribe mentioned to R10's Tribal Assistance Unit Manager that he had not heard anything from EPA since their meeting with us in D.C. and wondered what was going-on. I can call Deane and give him an update, but it may be more appropriate coming from HQ. Let me know how you would like to manage a status call to the Kalispel Tribe.  
 thanks



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David Croxton/R10/USEPA/US		Sarah Furtak/DC/USEPA/US@EPA Sarah Furtak/DC/USEPA/US	
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Re: Request: availability for call		07/30/2012 11:18 AM	
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Body

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see below. Tomorrow is good. On a/l the week of the 6th.

Sarah Furtak      Unfortunately, Region 10 folks' availability chang...      07/30/2012 08:41:35 AM

From: Sarah Furtak/DC/USEPA/US  
 To: Ben Cope/R10/USEPA/US@EPA, David Croxton/R10/USEPA/US@EPA, Don Martin/R10/USEPA/US@EPA,  
 Date: 07/30/2012 08:41 AM  
 Subject: Request: availability for call

Unfortunately, Region 10 folks' availability changed for Aug. 1, and we're looking to have this call at first opportunity. Looking at calendars, I want to check in specifically with you.

Please let me know when you are available at the times below. Your response today would be most helpful.

Sarah

Tues., Jul 31 -- 2-3 pm Eastern---YES  
 3-4 pm Eastern---Yes

Tues., Aug 7 -- 2:30-3:30 pm Eastern---No

Wed., Aug 8 -- 2:00 - 3:00 pm Eastern----No

----- Forwarded by Sarah Furtak/DC/USEPA/US on 07/30/2012 11:16 AM -----

From: Sarah Furtak/DC/USEPA/US  
To: David Croxton/R10/USEPA/US@EPA, Helen Rueda/R10/USEPA/US@EPA, Kim Owens/R10/USEPA/US@EPA, Ben Cope/R10/USEPA/US@EPA, Don Martin/R10/USEPA/US@EPA  
Date: 07/25/2012 03:00 PM  
Subject: Request: availability next week

---

All--

**Thank you** from the Kalispel Tribe for your participation in the visit yesterday (see below)!  
Scoping out potential call times to follow up with the Region and HQ on a path forward, please let me know when you are available at the times below. Your response by 3 pm Eastern tomorrow would be most helpful.

Tues., Jul 31 -- 2-3 pm Eastern  
3-4 pm Eastern

Wed., Aug 1 -- 1-2 pm Eastern  
2-2:45 pm Eastern

**Sarah Furtak**  
U.S. Environmental Protection Agency  
Office of Wetlands, Oceans, and Watersheds  
Assessment and Watershed Protection Division  
Watershed Branch  
EPA West Building, Room 7330-A  
1301 Constitution Avenue, NW  
Washington, DC 20004  
Phone: (202) 566-1167

----- Forwarded by Sarah Furtak/DC/USEPA/US on 07/25/2012 02:49 PM -----

From: Deane Osterman <dosterman@kalispeltribe.com>  
To: Sarah Furtak/DC/USEPA/US@EPA  
Date: 07/25/2012 01:08 PM  
Subject: Re: Kalispel/EPA meeting July 24

---

Sarah,

Thanks for all you did in making arrangements for yesterday's meeting. I thought it went quite well and we look forward to EPA HQ providing leadership to Region 10 on the Pend Oreille Temp TMDL situation.

Please Pass on my compliments to the others who attended.

Thanks again.

Deane



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<b>From</b>		<b>To</b>	
David Croxton/R10/USEPA/US		Sarah Furtak/DC/USEPA/US@EPA Sarah Furtak/DC/USEPA/US	
<b>CC</b>		<b>BCC</b>	
<b>Description</b>			Form Used: Reply
<b>Subject</b>		<b>Date/Time</b>	
Re: Request: availability next week		07/25/2012 12:20 PM	
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Body

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All available except 8/1 at 1-2 est

Sarah Furtak      All-- Thank you from the Kalispel Tribe for your...      07/25/2012 12:00:48 PM

From: Sarah Furtak/DC/USEPA/US  
 To: David Croxton/R10/USEPA/US@EPA, Helen Rueda/R10/USEPA/US@EPA, Kim Owens/R10/USEPA/US@EPA, Ben Cope/R10/USEPA/US@EPA, Don Martin/R10/USEPA/US@EPA,  
 Date: 07/25/2012 12:00 PM  
 Subject: Request: availability next week

All--

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                          3-4 pm Eastern

Wed., Aug 1 -- 1-2 pm Eastern  
2-2:45 pm Eastern

**Sarah Furtak**

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Office of Wetlands, Oceans, and Watersheds  
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1301 Constitution Avenue, NW  
Washington, DC 20004  
Phone: (202) 566-1167

----- Forwarded by Sarah Furtak/DC/USEPA/US on 07/25/2012 02:49 PM -----

From: Deane Osterman <dosterman@kalispeltribe.com>  
To: Sarah Furtak/DC/USEPA/US@EPA  
Date: 07/25/2012 01:08 PM  
Subject: Re: Kalispel/EPA meeting July 24

---

Sarah,

Thanks for all you did in making arrangements for yesterday's meeting. I thought it went quite well and we look forward to EPA HQ providing leadership to Region 10 on the Pend Oreille Temp TMDL situation.

Please Pass on my compliments to the others who attended.

Thanks again.

Deane

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Document Log Item			Release
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<b>Addressing</b>			
<b>From</b>		<b>To</b>	
David Croxton/R10/USEPA/US		Sarah Furtak/DC/USEPA/US@EPA Sarah Furtak/DC/USEPA/US	
<b>CC</b>		<b>BCC</b>	
Ben Cope/R10/USEPA/US@EPA Don Martin/R10/USEPA/US@EPA Eric Monschein/DC/USEPA/US@EPA			
<b>Description</b>			Form Used: Reply
<b>Subject</b>		<b>Date/Time</b>	
Expectations for Monday's Pend Oreille call		10/12/2012 04:30 PM	
<b># of Attachments</b>	<b>Total Bytes</b>	<b>NPM</b>	<b>Contributor</b>
0	5,261		David Croxton
<b>Processing</b>			
<b>Comments</b>			
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Body

### Document Body

Hi everyone,

R10 continues to refine our PowerPoint for our call with you all on Monday. We will send that presentation to you Monday, at least a couple hours before the call. You will be glad to know we have reduced the PowerPoint from 95 slides to 60 presently!

In order to get through the presentation, R10 is also interested in breaking from our usual interaction method of deliberating en masse point by point and instead saving the heavy discussion until the presentation is completed. This approach will allow the full breadth of the Region's position to be delivered and prevent us all having to pick-up the discussion mid-stream in a subsequent meeting a month from now. We of course welcome questions during the presentation to clarify the information being provided.

Thanks much to you all for your continued time and rapt attention. :)

Dave



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<b>CC</b>		<b>BCC</b>	
Don Martin/R10/USEPA/US@EPA Ben Cope/R10/USEPA/US@EPA Helen Rueda/R10/USEPA/US@EPA			
<b>Description</b>			Form Used: Reply
<b>Subject</b>		<b>Date/Time</b>	
Re: Mid to late Sept. R10-HQ call-- how about Oct. 16?		09/13/2012 03:13 PM	
<b># of Attachments</b>	<b>Total Bytes</b>	<b>NPM</b>	<b>Contributor</b>
0	5,921		David Croxton
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Body

### Document Body

Hi Sarah- Thanks for the cat-herding work. After checking schedules here, us Region 10 cats are wanting to push-out our meeting with HQ until the week of October 15 (or later if that week does not work). Folks here have some pressing deadline projects that prevent working on the Pend Oreille and then both Ben and Kim are on vacation for a week-plus in the intervening time. We want our meeting with you all to be efficient and our presentation to be well-organized. The extra week or two will allow everyone on the team to have input on the presentation. Can you check about establishing a 2-hour meeting for all of us in that timeframe?

Dave

Sarah Furtak      Hi Dave, Helen, and others, Welcome back, Dav...      09/07/2012 09:49:41 AM

From: Sarah Furtak/DC/USEPA/US  
 To: David Croxton/R10/USEPA/US@EPA,  
 Cc: Kim Owens/R10/USEPA/US@EPA, Don Martin/R10/USEPA/US@EPA, Helen Rueda/R10/USEPA/US@EPA, Ben Cope/R10/USEPA/US@EPA  
 Date: 09/07/2012 09:49 AM  
 Subject: Mid to late Sept. R10-HQ call

Hi Dave, Helen, and others,

Welcome back, Dave, when you read this!

Scoping out a mid-to-late Sept. window on folks' calendars is challenging.

These times may work on this end for a R10 presentation/discussion. Perhaps we could do it via webinar or videoconference. Please let me know if one of these times work for Region 10 and how much time you need.

All times Eastern

Thurs., Sept. 13 -- 3:00-5:00 pm

Mon., Sept. 17 -- 12:30-2:00 pm

Mon., Sept. 24 -- 12:30-2:00 pm

Wed., Sept. 26 -- 3:00-4:00 pm

Tues., Oct. 2 -- 1:00-4:00 pm

I'll plan to touch base with you again next week.

Sarah

**Sarah Furtak**

U.S. Environmental Protection Agency  
Office of Wetlands, Oceans, and Watersheds  
Assessment and Watershed Protection Division  
Watershed Branch  
EPA West Building, Room 7330-A  
1301 Constitution Avenue, NW  
Washington, DC 20004  
Phone: (202) 566-1167

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<b>CC</b>		<b>BCC</b>	
Eric Monschein/DC/USEPA/US@EPA Ruth Chemerys/DC/USEPA/US@EPA James Curtin/DC/USEPA/US@EPA			
<b>Description</b>			Form Used: Reply
<b>Subject</b>		<b>Date/Time</b>	
Re: Fw: check-in with Kalispel Tribe		09/24/2012 03:40 PM	
<b># of Attachments</b>	<b>Total Bytes</b>	<b>NPM</b>	<b>Contributor</b>
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Body

### Document Body

Sarah,

Your understanding is correct that the request came from an in-person meeting with R10's Tribal Program. I called Deane today and left a message. I will let you know when I hear back from him.

thanks,  
Dave

From: Sarah Furtak/DC/USEPA/US To: David Croxton/R10/USEPA/US@EPA, Cc: Eric Monschein/DC/USEPA/US@EPA, Ruth Chemerys/DC/USEPA/US@EPA, James Curtin/DC/USEPA/US@EPA, Jim Zokan/R10/USEPA/US@EPA Date: 09/24/2012 10:31 AM Subject: Re: Fw: check-in with Kalispel Tribe	Hi Dave, Thanks again for checking in following t...	09/24/2012 10:31:32 AM
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Hi Dave,

Thanks again for checking in following the request for an update from the Kalispel Tribe.

My understanding is that this request came from the tribe via an in-person meeting or phone call, correct?

After checking in with Eric and Jim Curtin (OGC), it sounds like the best means for Region 10 to respond to the tribe might be the way the tribe inquired with the Region (e.g., via phone). Our general message is 'Thank you for your request for an update following Kalispel Tribe's visit to EPA HQ July 24. We are still considering the info the Tribe provided to us, and reviewing the draft TMDL.'

If you have any questions or need more from me, please let me know. If you'd like me or Jim Curtin to be part of a call, we'll be happy to do so. I hope this helps!

Thanks,

Sarah

**Sarah Furtak**

U.S. Environmental Protection Agency  
Office of Wetlands, Oceans, and Watersheds  
Assessment and Watershed Protection Division  
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EPA West Building, Room 7330-A  
1301 Constitution Avenue, NW  
Washington, DC 20004  
Phone: (202) 566-1167

David Croxton

Hi Sarah- Just checking-in on this matter so that...

09/19/2012 01:10:00 PM

From: David Croxton/R10/USEPA/US  
To: Sarah Furtak/DC/USEPA/US@EPA  
Date: 09/19/2012 01:10 PM  
Subject: Fw: check-in with Kalispel Tribe

Hi Sarah-

Just checking-in on this matter so that we get back to the Kalispels soon. thanks

----- Forwarded by David Croxton/R10/USEPA/US on 09/19/2012 10:08 AM -----

From: David Croxton/R10/USEPA/US  
To: Sarah Furtak/DC/USEPA/US@EPA, Eric Monschein/DC/USEPA/US@EPA,  
Date: 09/17/2012 10:20 AM  
Subject: check-in with Kalispel Tribe

At a recent meeting on another topic, Deanne Osterman of the Kalispel Tribe mentioned to R10's Tribal Assistance Unit Manager that he had not heard anything from EPA since their meeting with us in D.C. and wondered what was going-on. I can call Deane and give him an update, but it may be more appropriate coming from HQ. Let me know how you would like to manage a status call to the Kalispel Tribe.  
thanks